

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

NANCY E. LEWEN	:	
	:	Civil Action No. 1:17-cv-148-BR
Plaintiff,	:	
	:	
v.	:	
	:	Magistrate Judge Susan Paradise
PENNSYLVANIA SOLDIERS' AND	:	Baxter
SAILORS' HOME (PSSH), BARBARA	:	
RAYMOND, PENNSYLVANIA	:	
DEPARTMENT OF MILITARY AND	:	
VETERANS AFFAIRS, BRIGADIER	:	
GENERAL ANTHONY CARRELLI,	:	
PENNSYLVANIA STATE CIVIL SERVICE	:	
COMMISSION, CHAIRMAN BRYAN R.	:	
LENTZ, COMMISSIONER ODELFA	:	
SMITH PRESTON AND COMMISSIONER	:	
GREGORY M. LANE,	:	
	:	
Defendant.	:	

MOTION TO CONTINUE HEARING ON INJUNCTION

And now comes the Defendants, who file the within motion to continue the 11/14/2017 11 a.m. Hearing on the Motion for Injunctive Relief, and in support thereof set forth as follows:

1. This case surrounds Plaintiffs claims that her rights were violated by the Defendants when she was terminated from her position as a nurse at Defendant's veterans care institution.
2. Plaintiff had filed her complaint on June 8, 2017 (ECF 4) Defendants filed an Answer and Affirmative Defenses on August 15, 2017 (ECF 18) A Second Amended Complaint has been filed, and Defendants are to respond to the most recent Amended complaint by December 15, 2017.

3. Plaintiff has filed a motion for injunctive relief. The court, by order of November 7, 2014, scheduled a motion hearing via telephone for 11/14/2017 at 11 a.m.
4. The undersigned had been previously scheduled for a CLE in Pittsburgh on 11/14/2017 so that he may obtain the necessary CLE's to maintain his license. (PLI, Trial by Jury) Additionally the undersigned is scheduled for 2 Initial Case Management Conferences that day, one at 1:30 with Judge Gibson (via phone) and the other at 2:15 with Judge Bissoon (either in person or by phone) involving cases in in the USDC, Western District of PA.
5. Defendants respectfully request that the motion hearing be rescheduled.
6. Plaintiff has not been advised of this motion as Defense counsel wanted to get it filed as soon as possible.

Wherefore Defendants request the court reschedule the 11/14/2017 motion hearing.

Respectfully submitted,

Attorneys for Defendants,

JOSH SHAPIRO
Attorney General

/s/ Michael E Kennedy
Michael E Kennedy
Deputy Attorney General
PA ID 52780

KENNETH JOEL
Chief Deputy Attorney General
Chief, Litigation Section
OFFICE OF ATTORNEY GENERAL
6th Floor, Manor Complex
564 Forbes Avenue
Pittsburgh, PA 15219

CERTIFICATE OF SERVICE

I certify that a true and correct copy of this motion and the proposed order were served on Plaintiff via ECF filing and by first class US mail to her address of record, 3342 W. 12th st, Erie PA 16505 on November 8, 2017

/s/ Michael E. Kennedy